

Judge Burgess

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

THUAN BUI,

Defendant.

NO. CR04-5351FDB

ORDER TO
CONTINUE SENTENCING

THIS MATTER came before the Court on motion of the defendant, and the United States to continue the sentencing date. Having considered the entirety of the records and files herein, the Court finds that failure to grant a continuance would likely result in a miscarriage of justice. The court makes the following findings:


1. The Court finds that failure to grant a continuance would deny the defendant the opportunity to provide further cooperation to the government which the Court could consider at the time of defendant's sentencing.

2. Furthermore, the plea agreement notes that the defendant may be called as a witness at trial

3. The Court finds that the interests of the public and the defendant in an immediate sentencing in this case are outweighed by the ends of justice.

1 IT IS THEREFORE ORDERED that the sentencing hearing in this matter be
2 continued to April 21, 2006.

3 DATED this 27th day of September, 2005.
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10 FRANKLIN D. BURGESS
11 UNITED STATES DISTRICT JUDGE

12 Presented by:
13 s/ Keith A. MacFie *
14 KEITH A. MacFIE
15 attorney for defendant Bui
16 *Telephonic approval
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20 s/ James M. Lord
21 JAMES M. LORD
22 Assistant United States Attorney
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24
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26 s/ Douglas B. Whalley
27 DOUGLAS B. WHALLEY
28 Assistant United States Attorney

s/ Matthew H. Thomas
Assistant United States Attorney